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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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RONALD J. ALLISON,

Plaintiff

Case No. 2:21-cv-01399-JAD-DJA

ORDER

v.

JOHN J. PIRO, et al.,

Defendants.

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I. DISCUSSION

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On July 23, 2021, Plaintiff, an inmate in the custody of the Stein Forensic Unit submitted a complaint. (ECF No. 1). Plaintiff has not filed an application to proceed *in forma pauperis* in this matter or submitted a filing fee.

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Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, an inmate seeking to begin a civil action in this Court may apply to proceed *in forma pauperis* in order to file the civil action without prepaying the full \$402 filing fee. To apply for *in forma pauperis* status, the inmate must submit all three the following documents to the Court:

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(1) a completed **Application to Proceed in Forma Pauperis for Inmate**, this Court's approved form (i.e. pages 1 through 3 with the inmate's two signatures on page 3),

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(2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official (i.e. page 4 of this Court's approved form), and

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(3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**.

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The Court will grant Plaintiff a **one-time** opportunity to file a complaint and a fully complete application to proceed *in forma pauperis* containing all three of the required documents, or in the alternative, pay the full \$402 filing fee for this action on or before

1 **August 30, 2021.** Absent unusual circumstances, the Court will not grant any further
2 extensions of time. If Plaintiff is unable to file a complaint and a fully complete application
3 to proceed *in forma pauperis* with all three required documents or pay the full \$402 filing
4 fee on or before , the Court will dismiss this case without prejudice for Plaintiff to file a
5 new case with the Court when Plaintiff is able to file a complaint and able to acquire all
6 three of the documents needed to file a fully complete application to proceed *in forma*
7 *pauperis* or pay the full \$402 filing fee. To clarify, a dismissal without prejudice means
8 Plaintiff does not give up the right to refile the case with the Court, under a new case
9 number, when Plaintiff is able to file a complaint and has all three documents needed to
10 submit with an application to proceed *in forma pauperis*. Alternatively, Plaintiff may
11 choose not to file an application to proceed *in forma pauperis* and instead pay the full
12 filing fee of \$402 on or before **August 30, 2021** to proceed with this case.

13 **II. CONCLUSION**

14 For the foregoing reasons, IT IS ORDERED that the Clerk of the Court will send
15 Plaintiff the approved form application to proceed *in forma pauperis* by an inmate, as well
16 as the document entitled information and instructions for filing an *in forma pauperis*
17 application.

18 IT IS FURTHER ORDERED that on or before **August 30, 2021**, Plaintiff will either
19 pay the full \$402 filing fee for a civil action (which includes the \$350 filing fee and the \$52
20 administrative fee) or file with the Court:

21 (1) a completed **Application to Proceed in Forma Pauperis for Inmate** on this
22 Court's approved form (i.e. pages 1 through 3 of the form with the inmate's two
23 signatures on page 3),
24 (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail
25 official (i.e. page 4 of this Court's approved form), and
26 (3) a copy of the **inmate's prison or jail trust fund account statement for the**
27 **previous six-month period.**

28 IT IS FURTHER ORDERED that, if Plaintiff does not file a complaint and a fully

1 complete application to proceed *in forma pauperis* with all three documents or pay the full
2 \$402 filing fee for a civil action on or before **August 30, 2021**, the Court will recommend
3 that this action be dismissed without prejudice.
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5 DATED: August 9, 2021.

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7 DANIEL J. ALBRECHTS
8 UNITED STATES MAGISTRATE JUDGE
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